

AGENDA

Dan Buckshi
County Administrator



BOARD OF SUPERVISORS

Frank R. Mecham, 1st District
Bruce Gibson, 2nd District
Adam Hill, 3rd District
Lynn Compton, Vice-Chairperson, 4th District
Debbie Arnold, Chairperson, 5th District

Tuesday, January 05, 2016

BOARD BUSINESS

9:00 AM

CONSENT AGENDA

REVIEW AND APPROVAL

PRESENTATIONS

PUBLIC COMMENT PERIOD

BOARD BUSINESS

CLOSED SESSION

REPORT ON CLOSED SESSION

ADJOURNMENT

- The Board of Supervisors' weekly agenda and staff reports are available at the following website: www.slocounty.ca.gov. Packets are also available at the County Government Center and may be viewed on-line at the Atascadero, Arroyo Grande, Paso Robles, Nipomo, Morro Bay, SLO City/County Libraries and the SLO Law Library.
- All persons desiring to speak on any Board item, including the Consent agenda, Closed Session or during the general public comment period are asked to fill out a "Board Appearance Request Form" and submit to the Clerk of the Board *prior* to the start of the Board item. Each individual speaker is limited to a MAXIMUM of three (3) minutes.
- Please refer to the information brochure located in the back and outside of the Board Chambers for additional information regarding accommodations under the Americans with Disabilities Act, supplemental correspondence, and general rules of procedure.

9:00 FLAG SALUTE

CONSENT AGENDA – REVIEW AND APPROVAL

The items listed on this portion of the agenda are scheduled for consideration as a group. The staff recommendations will be approved as outlined within the staff report. Any Supervisor may request an item be withdrawn from the Consent Agenda to permit discussion or change the recommended course of action for an item.

Board Business:

1. Reorganization of the County Board of Supervisors: Election of Chairperson and Vice-Chairperson. All Districts.

Items: Set for Hearing:

2. Introduction of an ordinance amending Title 21 of the County Code (the Real Property Division Ordinance) by requiring all parcel maps and tract maps to be referenced to the California State Plane Coordinate System and require parcel maps and tract maps to be based on a field survey; and finding that the project is exempt from Section 21000 et seq. of the California Public Resources Code (CEQA). Hearing Date set for January 26, 2016. All Districts.

Bid Opening:

3. Letter transmitting plans and specifications (Clerk's File) for Widening of Price Canyon Road between Ormonde Road and Highway 227 near Pismo Beach, for Board approval and advertisement for construction bids. Bid opening date set for Thursday, February 4, 2016. District 3.

Consent Agenda - Administrative Office Items:

4. Request to approve a nine (9) month agreement in the total amount of up to \$70,000 with Verdin Marketing Ink to provide marketing services on behalf of the Cayucos Local Area of the San Luis Obispo County Tourism Business Improvement District (CBID). District 2.
5. Request to approve an agreement with Full Glass Productions, Inc. in the amount of \$50,000 for the San Luis Obispo County Tourism Business Improvement District (CBID) and Avila Beach Local Area sponsorship of the International Chardonnay Symposium. All Districts.

Consent Agenda - Airports Items:

6. Request to approve change order #2 for the New Passenger Terminal Construction Project at the San Luis Obispo County Regional Airport in an amount not to exceed \$500,000 to address unforeseen soil stabilization issues within the building footprint. All Districts.

Consent Agenda - Auditor - Controller - Treasurer - Tax Collector Items:

7. Submittal of a Brown Armstrong independent Auditor's Report on the County Treasury's cash balance and accountability as of September 30, 2015. All Districts.

Consent Agenda - District Attorney Items:

8. Request to approve the Standard Agreement Amendment between the County of San Luis Obispo and the California Victim Compensation and Government Claims Board (VCGCB) which clarifies certain provisions of the original contract approved by the Board of Supervisors on March 22, 1999 and amended on March 7, 2000. All Districts.

Consent Agenda - Health Agency Items:

9. Request to approve an eighteen-month renewal contract with the San Luis Obispo County Office of Education in an amount not to exceed \$246,411 to provide on-site support in addition to educationally related mental health services in the school district's special education classes. All Districts.

Consent Agenda - Public Works Items:

10. Request to appoint Jason Molinari as the Heritage Ranch Community Services District alternate member to the Water Resources Advisory Committee. All Districts.
11. Submittal of a resolution vacating a portion of Whitby Street between Langton Street and Romney Drive by Summary Vacation, and finding that the project is exempt from Section 21000 et seq. of the California Public Resources Code (CEQA), in the unincorporated community of Cambria. District 2.
12. Submittal of a resolution acknowledging the acceptance of a portion of Dolphin Avenue for drainage purposes, Oceano. District 4.
13. Submittal of a resolution authorizing execution of notice of completion and acceptance for the construction of the FY 2014–15 Asphalt Overlay, Various Roads in Los Osos. District 2.
14. Submittal of an Initial Notification of Intent to the California Department of Water Resources (DWR) to explore a boundary modification for the Los Osos Groundwater Basin. District 2.

Consent Agenda - Public Works Sitting as Flood Control District:

15. Request to receive a grant from the California Department of Water Resources (DWR) through the County of Ventura to upgrade flood control management software; and authorize a budget adjustment in the amount of \$33,000 from Flood Control General, and the corresponding revenue from the grant of \$33,000. All Districts.
16. Submittal of bid opening report for the County Service Area (CSA) 16, State Water Project Turnout, Shandon, to award the subject contract to Sansone Company, Inc., the lowest responsible bidder, in the amount of \$264,760; and authorize a budget adjustment in the amount of \$496,260 in the Flood Control and Water Conservation District and \$89,622 in CSA 16. District 1.

Presentations

17. Submittal of resolution recognizing Dan Linhares for 30 years of County service. All Districts.

Public Comment Period:

18. The general public comment period is intended to provide an opportunity for members of the public to address the Board on matters within the Board's purview that are not scheduled on the current agenda. Individuals interested in speaking are asked to fill out a "Board Appearance Request Form" and submit it to the Clerk of the Board prior to the start of general public comment. When recognized by the Chair, each individual speaker may address the Board and is limited to a MAXIMUM of three (3) minutes or a reasonable period of time as determined by the Board Chairperson.

Board Business:

19. Introduction of an ordinance, adding Chapter 7.45 to Title 7 of the County Code banning the possession, distribution, and sale of synthetic drugs. Hearing date set for February 2, 2016. All Districts.
20. Receive and file: 1) FY 2014-15 annual report for the Public Facilities Fees Program, and 2) the five-year report for the Public Facilities Fees Program, and 3) consider a resolution adopting findings in accordance with Government Code Sections 66001 and 66006 with respect to the San Luis Obispo County Public Facilities Fees Program. All Districts.
21. Request to consider the District Attorney's request for payment of \$2,874.65 to the law firm Jones and Mayer for the District Attorney's use of outside counsel. All Districts.

Closed Session Items:

22. CONFERENCE WITH LEGAL COUNSEL - ANTICIPATED LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: (1) Significant exposure to litigation pursuant to paragraph (2) or (3) of subdivision (d) of section 54956.9. Number of potential cases: Two; (2) Initiation of litigation pursuant to paragraph (4) of subdivision (d) of section 54956.9. Number of potential cases: Two.

CONFERENCE WITH LEGAL COUNSEL - PENDING LITIGATION (Government Code section 54956.9.) It is the intention of the Board to meet in closed session concerning the following items: Existing Litigation (Gov. Code, section 54956.9(a)). (Formally initiated.) (3) ARB, Inc. v. County of San Luis Obispo; (4) Steinbeck Vineyards #1, LLC, et al. v. County of San Luis Obispo, et al.

CONFERENCE WITH LABOR NEGOTIATOR (Government Code section 54957.6.) It is the intention of the Board to meet in closed session to have a conference with its Labor Negotiator, Tami Douglas-Schatz, concerning the following employee organizations: (5) San Luis Obispo Government Attorney's Union (SLOGAU); (6) San Luis Obispo County Employees Association – Trades and Crafts (SLOCEA-T&C); (7) Deputy County Counsel's Association (DCCA); (8) Sheriffs' Management; (9) San

Luis Obispo County Probation Peace Officers' Association (SLOCPPOA); (10) Deputy Sheriff's Association (DSA); (11) District Attorney Investigators' Association (DAIA); (12) San Luis Obispo County Probation Managers' Peace Officers' Association (SLOCPMPOA); (13) San Luis Obispo County Employees Association – Public Services, Supervisors, Clerical (SLOCEA – PSSC); (14) Unrepresented Management and Confidential Employees; and (15) Association of San Luis Obispo County Deputy Sheriffs (ASLOCDS).

REPORT ON CLOSED SESSION

ND. WEEKLY REPORT OF ENVIRONMENTAL DOCUMENTS AVAILABLE FOR REVIEW

The purpose of the environmental review process is to provide information about the environmental effects of the actions and decisions made by the County, so that environmental considerations become a part of the decision making process. The following is a summary of the most recent determinations made by the County's Environmental Coordinator. The purpose of this listing is to notify the public of pending actions, which may affect the environment of San Luis Obispo County.

You are invited to participate in this process by reviewing and providing comments on the recommendations of the Environmental Coordinator. Your comments should be in writing and should be delivered to: Ellen Carroll, Environmental Coordinator, Department of Planning and Building, 976 Osos Street, Room 300, San Luis Obispo, Ca 93408-2040. For more information about the environmental review process, please write to the address above, call the Department of Planning and Building at (805) 781-5600, or review the environmental determination and other information on our website located at www.sloplanning.org.

Proposed Negative Declarations

A Negative Declaration is issued for projects that would not result in significant effects on the environment. In many cases, the project applicant has added mitigation measures to the project to reduce environmental impacts in order to qualify for a Negative Declaration. If you disagree with the issuance of a proposed Negative Declaration, you may provide comments or file a Request for Review (appeal) of the Negative Declaration. Requests for Review must be filed within two weeks of the date that the proposed Negative Declaration is posted and must address only environmental issues. There is a fee for the request. If you would like more information about this process, please contact the Environmental Coordinator.

For Week of December 17, 2015

Creston Area

Request by Allen and Deborah Juengermann for a major grading permit to grade a driveway and building pad for a single family residence. The project will also address existing unpermitted grading completed for an adjacent barn's building pad. The project will involve approximate 690 cubic yards of cut and 690 cubic yards of fill with site disturbance of 0.85 acres on a 9.88 acre parcel. The proposed project is within the Residential Rural land use category. The site is located on the southeast side of Sunburst Road, approximately 100 feet southwest of Amber Hills Way, roughly 6.5 miles

northeast of the village of Creston. The site is in the El Pomar-Estrella sub area of the North County Planning Area. Sunburst Road, northeast of the community of Creston. ED15-061 (PMT2015-0113)

Dept. - Planning and Building

Notice by the Department of Public Works requesting an update of the South County Circulation Study.

A request by the Department of Public Works to update the South County Circulation Study. The update includes review of the ongoing road improvement fee program, including the level of fees charged to new development, and suggested improvements. In accordance with the Mitigation Fee Act (Government Code 66000 et seq.), public agencies may exact fees from development projects for the purpose of defraying all or a portion of the cost of public facilities related to the development project. The South County Road Fee Areas encompass the Nipomo Mesa, including the Nipomo urban area, and Palo Mesa and Callender-Garrett village areas, and portions of the rural area to the east, in the South County planning area. ED15-109 (245R12C121, 245R12C122)

Courtesy Notice for Nacimiento Reserve Water Project
Addendum to Environmental Impact Report

Cayucos and Santa Margarita Areas

Nacimiento Reserve Water Project. A request by the County of San Luis Obispo to increase the entitlements of Nacimiento water for County Service Area 10A in Cayucos, and a request by the San Luis Obispo County Flood Control and Water Conservation District (District) to allocate Nacimiento water to two new Nacimiento Water Project Participants: Bella Vista Mobile Home Park in Cayucos, and Santa Margarita Ranch Mutual Water Company. The 2003 Nacimiento Water Project EIR evaluated 15 agencies as potential subscribers to the Nacimiento Water Project. The Cities of San Luis Obispo and Paso Robles, Templeton Community Services District, Atascadero Mutual Water Company and County Service Area 10A are the current participants in the Nacimiento Water Project. Of the 15,750 acre feet per year (afy) of water available to the five participants, 9,655 acre feet are subscribed, leaving 6,095 acre feet of unallocated water. In related but separate actions, the other Nacimiento Water Project Participants not subject to District discretionary action seek to increase their Nacimiento water entitlements such that Nacimiento water will be fully allocated. The Nacimiento water allocation for County Service Area 10A would increase from 25 afy to 40 afy, Bella Vista Mobile Home Park requests 10 afy and Santa Margarita Ranch Mutual Water Company requests 80 afy. Bella Vista Mobile Home Park is in the northwestern part of Cayucos on Ocean Boulevard, County Service Area 10A distributes water to the southern part of Cayucos, and Santa Margarita Ranch is an approximately 14,000 acre land holding which surrounds the unincorporated community of Santa Margarita. ED00-603

For Week of December 31, 2015

Templeton

A request by Dana Merrill of Pomar Junction Winery for a Conditional Use Permit (DRC2014-00004) to amend the existing winery operations/uses within existing and new structures to allow: 1) phased expansion of the existing winery (previously authorized under Minor Use Permit DRC2006-00249). Phase I consists of the conversion of two

shop buildings to 2,700 square foot (sf) of barrel storage and construction of an expanded wastewater treatment facility (including 1,500 sf- wetlands system and 4,800-sf effluent storage pond). Phase II consists of the construction of a new 10,440-sf processing facility; 2) an increase to the existing special event program to allow 25 events with up to 200 people per year; and 3) a modification to the winery noise ordinance to allow outdoor amplified music past 5 pm. The project is located at 5036 South El Pomar Road, 1,200 feet south of El Pomar Drive, 7 miles east of the community of Templeton. The site is in the El Pomar-Estrella sub area of the North County Planning. ED15-062/DRC2014-0004

Department - Planning and Building